



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Russell SMITH *et al*

Serial No: 10/798,891

Filed: March 12, 2004

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Group Art No. 3635

Examiner: TBA

Docket No. 006242.00043

For: USE OF PRE-COATED MAT FOR PREPARING GYPSUM BOARD

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application under 37 C.F.R. §1.53(b), dated May 28, 2004, Applicants submit herewith the statutory basic filing fee of \$770, the missing parts surcharge of \$130, the claim fees of \$308, the executed Declaration, and a copy of the Notice to File Missing Parts of Nonprovisional Application. The period for responding to the Notice to File Missing Parts of Nonprovisional Application expires on July 28, 2004, and thus these fees and the Declaration are timely filed. The fees are calculated as follows:

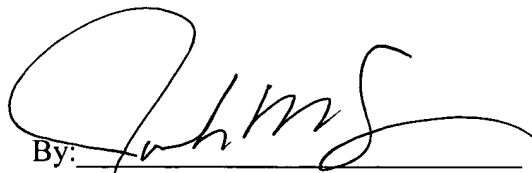
Basic Filing Fee	\$770
Surcharge for submitting the filing fee and Declaration subsequent to the filing date	\$130
1 Claim over 20	\$18
Multiple dependent claim surcharge	\$290
Total Fees	\$1208

Russell SMITH *et al.*
U.S. Patent Application Serial No. 10/798,891

It is believed that all Patent and Trademark Office requirements have now been fully met and it is respectfully requested that the above-identified patent application be forwarded for examination.

Enclosed is a Check Number 0905420259 for \$1208. Please charge any additional fees which may be associated with this action to our Deposit Account No. 19-0733.

Respectfully submitted,

By: 
Joseph M. Skerpon
Reg. No. 29,864

BANNER & WITCOFF, LTD.
Eleventh Floor
1001 G Street, N.W.
Washington, D.C. 20001
(202) 824-3000

Dated: July 16, 2004



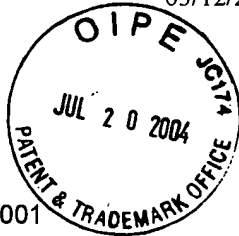
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/798,891	03/12/2004	Russell Smith	006242.00043

22907
 BANNER & WITCOFF
 1001 G STREET N W
 SUITE 1100
 WASHINGTON, DC 20001



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JUN 01 2004

CONFIRMATION NO. 4903

FORMALITIES LETTER



OC000000012809300

BANNER & WITCOFF

Date Mailed: 05/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/21/2004 HLE333 00000020 10798891

FILED UNDER 37 CFR 1.53(b)

01 FC:1001	770.00 OP
02 FC:1202	18.00 OP
03 FC:1203	290.00 OP
04 FC:1051	130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$308** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1208** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$308**
 - **\$18** for 1 total claims over 20.
 - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE